



DAC *the*

Docket No.: P2001,0128

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By: 

Date: February 23, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 10/635,583 Confirmation No.: 8569
Inventor : Heiko Hommen et al.
Filed : August 6, 2003
Title : Method for Exposing at Least One or at Least Two Semiconductor Wafers
TC/A.U. : 1756
Examiner : Christopher G. Young
Customer No.: 24131

Hon. Commissioner for Patents
Alexandria, VaA 22313-1450

RENEWED PETITION UNDER 37 C.F.R. 1.137(a)

Sir:

Counsel has received a *Decision on Petition* dated February 17, 2005 dismissing counsel's *Petition under 37 C.F.R. 1.137(a)* to withdraw the holding of abandonment.

As set forth on page 2 of the *Decision*, the reason for the dismissal is that a copy of the docket record where the non-received Office action would have been entered had it been received and docketed cannot be located among the papers received with the petition submitted on December 20, 2004. However, applicants did indeed mail a copy of counsel's docket book of May 9, 2004, which is the date the reply would have been due, had the Office action dated February 9, 2004 been received, as well as a copy of the file jacket on which the mailing date of the Office action would normally have been entered.

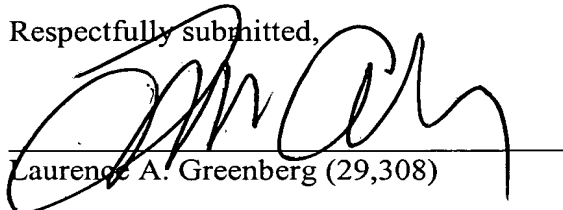
Applic. No. 10/635,583
Renewed Petition under 37 C.F.R. 1.137(a), dated 2/23/05
Reply to Decision dated 2/17/05

In order to substantiate the receipt of applicant's submission dated December 20, 2004 in the PTO, and in accordance with Rule 1.137(a), applicants herewith (re)submit a copy of:

- the postcard which serves as prima facie evidence of receipt in the PTO of all items listed thereon on the date stamped thereon by the PTO
- counsel's docket book of May 9, 2004, the date on which the response would have been due, had the Office action dated February 9, 2004 indeed been received;
- the file jacket of this application in which the receipt of the Office action and the due date for response would normally have been entered;
- a declaration by practitioner corroborating the averment that the Office action was never received as well as the required response.

It is believed that all requirements for the withdrawal of the holding of abandonment are herewith met. Applicants respectfully request that the application be restored to pending status and that the reply submitted with the petition on December 20, 2004 be entered of record in this application.

Respectfully submitted,



Laurence A. Greenberg (29,308)

Date: February 23, 2005

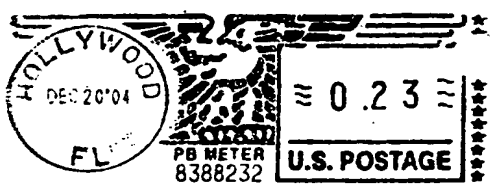
Lerner and Greenberg, P.A.
P.O. Box 2480
Hollywood, Florida 33022-2480
Tel.: (954) 925-1100
Fax: (954) 925-1101
/bb



DOCKET NO. *P2001, 0128* Mailed *Dec 20, 2004*
APP. NO. *01635, 583* Express Mail
The stamp of the Patent Office hereon may be considered the date on which papers indicated below were received.

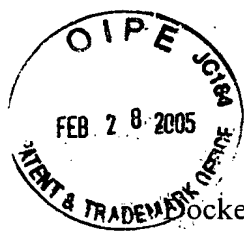
- Applic pgs ... Rule 53b New ☐ Contin ☐ Div ☐ CIP ☐ / Rule 53c Prov. ☐ / Rule 53d CPA ... RCE ☐
☐ CIP ... pgs ☐ Design ☐ ... Dwgs ☒ Declaration ☒ Mailing Certif.
☐ Priority Claim ☐ Cert. Prior. Doc(s) ☐ PCT Cover Sheet WO
☒ Amend pgs *18* ☐ Prel. Amend pgs ... ☐ Letter
☐ Response pgs ... ☐ 37CFR1.116 ☐ Not. of Appeal
☐ Brief pgs ... ☐ Appndx pgs ... ☐ I.D.S. + ... Refs.
☐ Assoc Pwr of Atty ☒ Credit Card \$ *200.00*
☐ Pet. for Ext ... Mo. ☒ Pet. *1137a* ☐ Check \$
☐ Issue Fee ☐ Assignment ☐ PTOL
☐ Cert. Trans. ☐ Cert. of Corr. ☐ File rec. corr

Copy of: Not. of Abandonment / docket book /
outgoing mail log / file packet
(Patent Office, Please stamp and return to addressee on reverse side.)



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Hollywood, FL 33022-2480





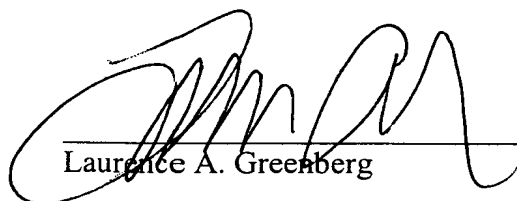
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Declaration

I, Laurence A. Greenberg, the attorney of record in the above-identified application, herewith state that a thorough search of counsel's Office records (data base and mail docket) reveals that no Office action dated February 9, 2004 has been received by counsel, and that, therefore, no reply was filed by the due date of May 9, 2004



Laurence A. Greenberg

LAURENCE A. GREENBERG
REG. NO. 29,308

Date: February 4, 2005

2004 130th day – 236 days follow
Mother's Day (C, US)

2004 130th day – 236 days follow
Mother's Day (C, US)

Korkubach

Response
 Response
 25/1/2000
 Response 1/2/20
 Response 1/1/16

847 4430/0

8/27/64

4/100, 77

Oct. 6/99

sent 4/27/04

